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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

10

Application Number

09/805,652

Filing Date

March 13, 2001

First Named Inventor

SIRIMANNE

Art Unit

3737

Examiner Name

William C. Jung

Attorney Docket Number

032,290-090 (formerly 412692000401)

### ENCLOSURES (Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |
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Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	O'MELVENY & MYERS LLP		
Signature	<i>Diane K. Wong</i>		
Printed name	Diane K. Wong		
Date	November 10, 2005	Reg. No.	54,550

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Patent US 221C1  
Attorney Docket: 032,290-090  
(formerly 412692000401)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

**D. Laksen SIRIMANNE et al.**

**Serial No.: 09/805,652**

Filed: March 13, 2001

For: SUBCUTANEOUS CAVITY  
MARKING DEVICE AND METHOD

Group Art Unit: 3737

Examiner: William C. Jung

**AMENDMENT AND RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT  
UNDER 37 C.F.R. 1.121**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated July 14, 2005 and the Notice of Non-Compliant Amendment dated October 21, 2005, please amend the subject application as follows.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 7 of this paper.

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